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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) No. CR-09-00547-SBA
11)
Plaintiff,)
12) ORDER FOR CONTINUANCE AND
vs.) EXCLUSION OF TIME UNDER THE
13) SPEEDY TRIAL ACT, 18 U.S.C. § 3161 ET
KAO SAEPHAN,) SEQ.
14)
Defendant.)
15 _____)

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17 **ORDER**

18 Based on the reasons provided in the stipulation of the parties above, the court hereby
19 FINDS:

20 1. The ends of justice served by the granting of the continuance from June 22, 2010 until
21 July 20, 2010 outweigh the best interests of the public and the defendant in a speedy and public
22 trial because additional investigation and legal research concerning possible resolutions to this
23 case are necessary to the defense preparation of the case, given possible immigration
24 consequences of a plea, and because defense counsel will be out of the office on leave for a
25 period of up to two weeks between June 22 and July 20, 2010.
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1 2. Given defense counsel's need to review discovery, and conduct legal research on
2 immigration matters, and given counsel's unavailability during part of the period between June
3 22 and July, 20, additional time is needed for effective preparation of counsel.

4 Based on these findings, IT IS HEREBY ORDERED that time be excluded under the
5 speedy trial act, 18 U.S.C. Section 3161(h)(7)(A) and (B)(4) from June 22, 2010 until July 20,
6 2010.

7 IT IS FURTHER ORDERED that the CHANGE OF PLEA HEARING date of June 22,
8 2010, scheduled at 11:00 a.m., before the Honorable Saundra Brown Armstrong, be vacated and
9 reset for July 20, 2010 at 2:00 p.m. for CHANGE OF PLEA.

10 DATED:6/21/10

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12 HON. SAUNDRA BROWN ARMSTRONG
13 UNITED STATES DISTRICT JUDGE
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